

BOARD OF FORESTRY AND FIRE PROTECTION

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BOARD OF FORESTRY AND FIRE PROTECTION **MEETING ANNOUNCEMENT AND AGENDA**

Announcement Date: September 28, 2001

INTERIM COMMITTEE MEETING

Date: October 9, 2001 (Tuesday)

Location: State Office Building No. 8
Auditorium
714 P Street
Sacramento, California

Time: 8:00 a.m. – 10:00 a.m.

RESOURCE PROTECTION COMMITTEE MEETING

Date: October 9, 2001 (Tuesday)

Location: Resources Building
Room 1506-12
1416 9th Street
Sacramento, California

Time: 9:00 a.m. – 11:00 a.m.

***Ad Hoc* WATERSHED COMMITTEE MEETING**

Date: October 9, 2001 (Tuesday)

Location: State Office Building No. 8
Auditorium
714 P Street
Sacramento, California

Time: 10:00 a.m. - noon

FULL BOARD

Date: October 9-10, 2001
(Tuesday-Wednesday)

Location: State Office Building No. 8
Auditorium
714 P Street
Sacramento, California

Time: October 9 - 1:00 p.m.
October 10 - 8:00 a.m.

FULL BOARD AGENDA

October 9, 2001 (Tuesday)

1:00 p.m.

1. Call to Order
2. Approval of Minutes of the August 2001 and September 2001 Meetings
3. Report of the Chairman
4. Report of the Director
5. Report of the Oak Mortality Task Force

Possible Action Item: The Board may Approve the Modification of the Existing Zone of Infestation addressing Sudden Oak Death, to include additional Counties.

2:00 p.m.

6. **Hearing:** To Consider the Addition of Regulations which Govern Procedures for Requests for Hearings to the Board of Forestry and Fire Protection to Appeal the Issuance of an Administrative Penalty by the Director of the Department of Forestry and Fire Protection. Proposed Regulatory Additions include 14 CCR, Sections 1057 and 1058.

Note: The hearing will be on rule language in a 15-Day Notice circulated on September 21, 2001. Public comment is limited to only those changes reflected in the 15-Day Notice. The noticed language is available from the Board's office and is also available on the Board's web page: http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html

3:00 p.m.

7. **Hearing:** To Consider Amendments to the Regulation Affecting Less Than 3-Acre Conversion Exemptions. (14 CCR §1104.1(a)) The Proposed Amendments will Augment the role of the Registered Professional Forester, Increase the Stringency of Operational Restrictions and require Improved Documentation be submitted to the Department of Forestry and Fire Protection to assure Operational Compliance.

Note: The hearing will be on rule language in a 15-Day Notice circulated on September 21, 2001. Public comment is limited to only those changes reflected in the 15-Day Notice. The noticed language is available from the Board's office and is also available on the Board's web page: http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html

8. **Public Forum:** Members of the public may address the Board on any topic within its jurisdiction not otherwise on the agenda. Please be prepared to summarize comments to five minutes in length.
9. **Executive Session: (Closed to the Public)** Discussion of Matters Related to Foresters Licensing such as Certifications; Voluntary Relinquishments; and/or Revocations of RPF Licenses/CRM Certifications Under Section 11126 (c)(1), (c)(2), (c)(3) of the Government Code; Employee Evaluation Under 11126 (a)(1); also Discussion of Pending and Potential Litigation Under Section 11126 (e) of the Government Code. Cases to be discussed are: **Humboldt Watershed Council v. State Board of Forestry**, Alameda County Superior Court, Case No. 803883-8; **Scott R.J. Feller v. Board of Forestry**, Sacramento County Superior Court, Case No. 99CS02257; **Robert Raffaelly and Lewis Ben Maplesden v. Board of**

Forestry et al., Siskiyou County Superior Court, Case No. SCCVPT 99 617, **Campaign to Restore Jackson State Redwood Forest and Dharma Cloud Charitable Foundation Trust v. California Department of Forestry and Fire Protection, California Board of Forestry and Does I through X**, Mendocino County Superior Court, Case No. SCUKCVG 0083611, and **California Oak Foundation, et al. v. Board of Forestry, et al.**, San Francisco County Superior Court, Case No. 314859. (The Executive Session may be reconvened if determined necessary.)

October 10, 2001 (Wednesday)

8:00 a.m.

10. Reconvene Open Session
11. Announcement of Actions Taken in Executive Session
12. Report of Federal Agencies Including USDA Forest Service, National Marine Fisheries Service, US Fish & Wildlife Service and US EPA
13. Report of Board's Advisory Committees
 - Forest Pest Council
 - Range Management Advisory Committee
 - Monitoring Study Group
 - Professional Foresters Examining Committee

Possible Action Items: Issuance of RPF Licenses/CRM Certifications, Withdrawals, Reinstatements, Voluntary Relinquishments, Suspensions, Revocations, or other Actions.

14. Report of Interim, Resource Protection, and *Ad Hoc* Watershed Committees

9:00 a.m.

15. **Hearing:** To Consider the Addition of Temporary Regulations creating the Interim Watershed Mitigation Amendment (IWMA). (14 CCR §§916.13 [936.13, 956.13]) The IWMA provides a regulatory process which promotes consultation between the responsible agencies and the timberland owner to address specific limiting factors for anadromous salmonids within the evaluation area prior to the development and review of individual timber harvesting plans.

Note: The hearing will be on rule language in a 45-Day Notice circulated on August 24, 2001. The noticed language is available from the Board's office and is also available on the Board's web page: http://www.fire.ca.gov/bof/board/board_proposed_rule_packages.html

16. Request by Sierra Pacific Industries to Grant a Temporary Experimental Forestland Designation for 2 parcels of 3+ acres and 1 of 5+ acres in the Antelope Creek Watershed, Tehama County, as provided under Section 4526 of the Public Resources Code.

Possible Action Item: Board may designate temporary experimental forestland status.

17. Consideration of a Petition for Rulemaking Submitted by Niel E. Fischer Pursuant to Government Code Section 11340.6

Note: The Board has received a petition requesting the amendment of 14 CCR §895.1 "Definitions". The petition specifically requests the deletion of the term "Northern goshawk" as referenced in the definition of "Sensitive Species". The Board may grant or deny the petition, in

whole or in part, or may take any action it determines to be warranted. If the petition is granted, rulemaking pursuant to the petition requires a 45-Day Notice for public hearing.

18. Report of Executive Officer, including Proposed State and Federal Legislation

Note: The Board's Executive Officer will report on ongoing administrative matters, proposed state or federal legislation or programs, resolutions, or new items coming before the Board. The Board may act in response to requests of the Executive Officer on items presented in the report.

19. New and Unfinished Business

20. Adjournment

Note: The Board may take any non-hearing agenda item out of order as time permits and may discuss agenda items scheduled for committees, including legislation. The Board may act on recommendations by its committees on items listed in their respective agendas.

Note: Those requiring further information regarding this meeting notice may contact Daniel R. Sendek, Acting Executive Officer, State Board of Forestry and Fire Protection, P.O. Box 944246, Sacramento, CA, 94244-2460, (916) 653-8007. This meeting notice is also available in electronic format at: http://www.fire.ca.gov/bof/board/board_current_docs.html

COMMITTEE AGENDAS

INTERIM COMMITTEE

Date: October 9, 2001 (Tuesday)

Location: State Office Building No. 8
Auditorium
714 P Street
Sacramento, California

Time: 8:00 a.m. – 10:00 a.m.

1. Discussion of the Petition submitted to the Board by Jere Melo requesting a "Timber Harvesting Plan Submitters Bill of Rights."
2. Continued Discussion regarding Future Direction and Efforts to be Considered for Watershed Assessment, including the Permanent Adoption of Portions of the Interim Rules and Potential Road Management Plans
3. Discussion of Activities of the Stewardship Committee Regarding Alternatives to Existing Regulatory Controls on Timber Harvesting
4. Proposed Rulemaking Calendar for 2002.
5. New and Unfinished Business

Note: The Interim Committee may continue discussion of items included in its agenda or the full Board agenda if the Board recesses or adjourns.

***Ad Hoc* WATERSHED COMMITTEE**

Date: October 9, 2001 (Tuesday)

Location: State Office Building No. 8
Auditorium
714 P Street
Sacramento, California

Time: 10:00 a.m. – noon

1. Presentation of the Ecological Management Decision Support (EMDS) model.
2. Continued Discussion regarding Future Direction and Efforts to be Considered for Watershed Assessment, including Potential Road Management Plans
3. Proposed Rulemaking Calendar for 2002.
4. New and Unfinished Business

Note: The *Ad Hoc* Watershed Committee may continue discussion of items included in its agenda or the full Board agenda if the Board recesses or adjourns.

RESOURCE PROTECTION COMMITTEE (RPC)

Date: October 9, 2001 (Tuesday)

Location: Resources Building
Room 1506-12
1416 9th Street
Sacramento, California

Time: 9:00 a.m. – 11:00 a.m.

1. Report by CDF Deputy Director, Fire Protection; including Reports from Region Chiefs
2. Report by the State Fire Marshal
3. Update from USDA Forest Service Regarding Fire Management Activities
4. Update from Department of Fish and Game on Activities related to Fire
5. Update on the Activities of CDF Firefighters Union
6. Update on Implementation of the California Fire Plan
7. Updates from Various Advisory Committees:

Statewide Fire Safe Council
Range Management Advisory Committee
Vegetation Management Program

8. Discussion of Proposed Changes to the Board's Fire Policies
9. Legislation
10. New and Unfinished Business